

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DAC
JF/11



Applicants: Elliott S. Klein, Alan T. Johnson, Andrew M. Standeven, Richard L. Beard, Samuel J. Gillett, Tien T. Duong, Sunil Nagpal, Vidyasagar Vuligonda, Min Teng, Roshantha A. Chandraratna

Application No.: 09/685,828 Group: 1648

Filed: October 10, 2000 Examiner: M. G. Hill

Confirmation No.: 4591

For: METHODS OF IDENTIFYING COMPOUNDS HAVING NUCLEAR RECEPTOR NEGATIVE HORMONE AND/OR ANTAGONIST ACTIVITIES

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

02/17/05 Kelley A. Rose

Date

Signature

Kelley A. Rose
Typed or printed name of person signing certificate

REQUEST FOR RECONSIDERATION OF
PETITION UNDER 37 C.F.R. § 1.47(a)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Decision Refusing Status Under 37 C.F.R. § 1.47(a), Applicants submit a new Declaration correcting the deficiencies of the Petition, specifically item (2). The Supplemental Declaration in compliance with 37 C.F.R. § 1.63, indicating the proper citizenship of Inventor Standeven as a U.S. citizen is enclosed. Please note that Inventor Standeven is the non-signing inventor. Also included is a copy of the original Declaration filed in the parent application no. 09/042,943, which was executed by Inventor Standeven, and which confirms his citizenship.

Applicants do not believe any additional fees are due. However, please charge any deficiency in fees to Deposit Account 08-0380. A copy of this Statement is enclosed for accounting purposes.

Respectfully submitted,
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Pamela A. Torpey
Pamela A. Torpey
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Concord, MA 01742-9133

Dated: February 17, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Declaration for Patent Application

Supplemental (37 C.F.R. §1.67)

As a named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed in the signatory page(s) commencing at page 2 hereof) of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHODS OF IDENTIFYING COMPOUNDS HAVING NUCLEAR RECEPTOR NEGATIVE HORMONE
AND/OR ANTAGONIST ACTIVITIES

the specification of which (check one)

is attached hereto.

was filed on October 10, 2000 as United States Application Number 09/685,828.

was filed on [PCT Filing Date] as PCT International Application No. [PCT Appl'n No.] [and assigned United States Application No. []].

and was amended on [] (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby expressly authorize the filing of an International Patent Application under the Patent Cooperation Treaty which corresponds to and claims the priority of the above-identified application.

I hereby claim foreign priority benefits under 35 U.S.C. 119 or 365 of any foreign application(s) for patent or inventor's certificate, or of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			Priority Not Claimed	Certified Copy Filed? YES	NO
(Number)	(Country)	(Day/Month/Year filed)	[]	[]	[]
(Number)	(Country)	(Day/Month/Year filed)	[]	[]	[]
(Number)	(Country)	(Day/Month/Year filed)	[]	[]	[]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole
or first inventor Elliott S. Klein

Inventor's Signature _____

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joint inventor, if any Alan T. Johnson

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Inventor's Signature _____

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Inventor's Signature _____

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San Diego	California	94710	USA

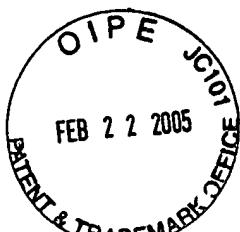
Full name of tenth
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Inventor's Signature _____

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City	State	ZIP	Country
Laguna Hills	California	92653	USA



Attorney Docket No. 17111CPT-11

COPY

COMBINED DECLARATION & POWER OF ATTORNEY - U.S.A Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHODS OF IDENTIFYING COMPOUNDS HAVING NUCLEAR RECEPTOR NEGATIVE HORMONE AND/OR ANTAGONIST ACTIVITIES** the specification of which

(check one) is attached hereto
 was filed on March 17, 1998 as US Application Serial No. 09/042,943
or PCT International Application No. _____
and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under 35 USC § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the Prior Foreign Applications(s).

Number	Country	Day/Month/Yr filed	[X] Priority Not Claimed
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I hereby claim the benefit under 35 USC §119 (e) of any United States provisional application (s) listed below.

Application No.	Filing Date
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application (s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

08/613,863 Application No.	3/11/97 Filing Date
08/928,552 Application No.	9/12/97 Filing Date

I hereby appoint Carlos A. Fisher, Registration No. 36,510, Robert Baran, Registration No. 25,806, Martin A. Voet; Registration No. 25,208; and Howard R. Lambert, Registration No. 27,206 as attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO AND DIRECT TELEPHONE CALLS TO:

Carlos A. Fisher (T2-2E)
ALLERGAN, INC.
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2525 Dupont Drive, P.O. Box 19534
Irvine, CA 92623-9534

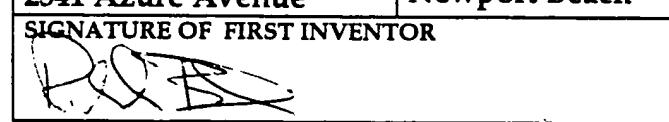
Telephone: (714) 246-4920
Facsimile: (714) 246-4249

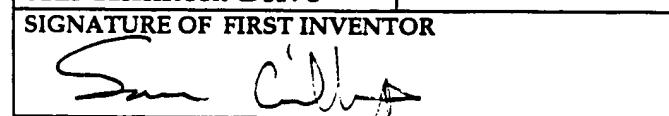
I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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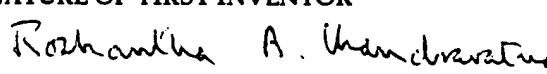
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